



FR-4915-01-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[Docket No. FD 35927]

Eighteen Thirty Group, LLC—Acquisition Exemption—Lines of CSX Transportation, Inc.

Eighteen Thirty Group, LLC (Eighteen Thirty), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to acquire from CSX Transportation, Inc. (CSXT) approximately 5.4 miles of rail line in Allegany County, Md., consisting of: (1) approximately 4.8 miles of CSXT's Georges Creek Subdivision between Barton, approximately milepost BAI 27.0, and Westernport, approximately milepost BAI 31.6; and (2) approximately 0.60 miles of CSXT's Thomas Subdivision, namely the two tracks running parallel to the Thomas mainline track between approximately milepost BAH 26.2 and approximately milepost BAH 26.8.

This transaction is related to a concurrently filed verified notice of exemption in Georges Creek Railway—Operation Exemption—Lines of CSX Transportation, Inc., Docket No. FD 35928, in which Georges Creek Railway, LLC (GCK) seeks Board approval to operate over the lines being acquired by Eighteen Thirty.¹

¹ On May 5, 2015, Eighteen Thirty and GCK filed a joint amendment indicating that a milepost designation was incorrectly described in their respective notices of exemption. However, on May 6, 2015, they jointly submitted a letter asking that the Board disregard their amendment.

Eighteen Thirty certifies that: (1) its projected annual revenues as a result of the transaction will not exceed \$5 million and will not result in the creation of a Class II or Class I rail carrier; and (2) the Transaction Agreement between CSXT and Eighteen Thirty, which is dated April 10, 2015, does not contain an interchange commitment.

The transaction may be consummated on or after May 31, 2015, the effective date of the exemption.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Petitions for stay must be filed no later than May 22, 2015 (at least seven days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35927, must be filed with the Surface Transportation Board, 395 E Street, S.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Fritz R. Kahn, Fritz R. Kahn, P.C., 1919 M Street, N.W., 7th Floor, Washington, DC 20036.

Board decisions and notices are available on our website at “WWW.STB.DOT.GOV.”

Decided: May 8, 2015.

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.

Jeffrey Herzig

Clearance Clerk

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